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⊗AO 245B (Rev. 06/05) Judgment in a Criminal Case

Sheet 1			EASTERN DISTRICT ARKANSAS
Unitei	O STATES DISTR	ICT COURT JAME	SEP 23 2000 ES W. MCCORMACK, POERK
EASTERN	District of	ARKANSAS ^{By:}	10 P CLERK
UNITED STATES OF AMERICA V.	JUDGME	NT IN A CRIMINAL	•
DERRICK POOLE	Case Numb	er: 4:07cr00	049-11 JMM
	USM Numb	per: 24489-00)9
THE DEFENDANT:	Mark A. Jes Defendant's Atte		
X pleaded guilty to count(s) Count 2 of Indictn	nent		
pleaded nolo contendere to count(s) which was accepted by the court.			
was found guilty on count(s) after a plea of not guilty.			1-4-11-1
The defendant is adjudicated guilty of these offense	es:		
Title & Section 21 USC 841(a)(1) and (b)(1)(D) and 846 Nature of Offense Conspiracy to Posses Marijuana, a Class D	ss With Intent to Distribute and in Pelony	Offense I Distribute 9/1/2006	
The defendant is sentenced as provided in pathe Sentencing Reform Act of 1984.	ages 2 through 5	of this judgment. The sente	nce is imposed pursuant to
☐ The defendant has been found not guilty on cour	nt(s)		
X Count(s) 1 of Indictment	X is are dismissed on	n the motion of the United S	tates.
It is ordered that the defendant must notify or mailing address until all fines, restitution, costs, at the defendant must notify the court and United State	nd special assessments imposed b	by this judgment are fully pair	nny change of name, residence, d. If ordered to pay restitution,
	September 23 Date of Impositi		
	Signature of Jud	e m Mae	29
	James M. Mo UNITED STA Name and Title	ATES DISTRICT JUDGE	

September 23, 2008
Date

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(Rev. 06/05) Judgment in a Criminal Case Sheet 4—Probation

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DEFENDANT: DERRICK POOLE CASE NUMBER: 4:07cr00049-11 JMM

PROBATION

The defendant is hereby sentenced to probation for a term of three(3) years.

The defendant shall not commit another federal, state or local crime.

The defendant shall not unlawfully possess a controlled substance. The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of placement on probation and at least two periodic drug tests thereafter, as determined by the court.

- The above drug testing condition is suspended, based on the court's determination that the defendant poses a low risk of future substance abuse. (Check, if applicable.)
- X The defendant shall not possess a firearm, ammunition, destructive device, or any other dangerous weapon. (Check, if applicable.)
- X The defendant shall cooperate in the collection of DNA as directed by the probation officer. (Check, if applicable.)
- The defendant shall register with the state sex offender registration agency in the state where the defendant resides, works, or is a student, as directed by the probation officer. (Check, if applicable.)
- ☐ The defendant shall participate in an approved program for domestic violence. (Check, if applicable.)

If this judgment imposes a fine or restitution, it is a condition of probation that the defendant pay in accordance with the Schedule of Payments sheet of this judgment.

The defendant must comply with the standard conditions that have been adopted by this court as well as with any additional conditions on the attached page.

STANDARD CONDITIONS OF SUPERVISION

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation, unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer at least ten days prior to any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any controlled substance or any paraphernalia related to any controlled substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity and shall not associate with any person convicted of a felony, unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view of the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court; and
- as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

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Sheet 4B — Probation

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DEFENDANT: CASE NUMBER: DERRICK POOLE 4:07CR00049-11 JMM

ADDITIONAL STANDARD CONDITIONS OF SUPERVISION

14) The defendant shall be placed in home detention for a term of six months with the use of electronic monitoring. Costs associated with electronic monitoring will be paid by the government. Defendant shall begin the electronic monitoring at a reasonable future date to be determined by probation. The defendant will be allowed out for employment, church, and medical appointments, and the probation officer will establish reasonable morning leave and evening return time to monitor this schedule.

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(Rev. 06/05) Judgment in a Criminal Case Sheet 5 — Criminal Monetary Penalties

☐ the interest requirement is waived for the

☐ the interest requirement for the

DEFENDANT: CASE NUMBER			•	Page4 of 5
The defendant	must pay the total criminal	monetary penalties under the s	chedule of payments on She	et 6.
TOTALS \$	Assessment 100.00	Fine \$ 0	**************************************	<u>stitution</u>
☐ The determina after such dete		until An Amended	l Judgment in a Criminal	Case (AO 245C) will be entered
☐ The defendant	must make restitution (inclu	iding community restitution) to	the following payees in the	amount listed below.
If the defendang the priority or before the Uni	nt makes a partial payment, eder or percentage payment coted States is paid.	each payee shall receive an appolumn below. However, purs	proximately proportioned pay uant to 18 U.S.C. § 3664(i),	ment, unless specified otherwise i all nonfederal victims must be pai
Name of Payee	<u>Total</u>	Loss* Re	stitution Ordered	Priority or Percentage
TOTALS	\$	0 \$	0	
☐ Restitution ar	nount ordered pursuant to pl	ea agreement \$		
fifteenth day	after the date of the judgmen		2(f). All of the payment opt	or fine is paid in full before the ions on Sheet 6 may be subject
☐ The court det	ermined that the defendant d	loes not have the ability to pay	interest and it is ordered that	ıt:

☐ fine ☐ restitution is modified as follows:

☐ fine ☐ restitution.

^{*} Findings for the total amount of losses are required under Chapters 109A, 110, 110A, and 113A of Title 18 for offenses committed on or after September 13, 1994, but before April 23, 1996.

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(Rev. 06/05) Judgment in a Criminal Case Sheet 6 — Schedule of Payments

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DEFENDANT: CASE NUMBER: DERRICK POOLE 4:07cr00049-11 JMM

SCHEDULE OF PAYMENTS

Hav	ving a	assessed the defendant's ability to pay, payment of the total criminal monetary penalties are due as follows:	
A Pay	X ⁄able	Lump sum payment of \$\frac{100.00}{\text{to the Clerk of Court, 600 West Capitol, Suite A-149, Little Rock, AR 72201} \[not later than	
В		Payment to begin immediately (may be combined with \square C, \square D, or \square F below); or	
C		Payment in equal (e.g., weekly, monthly, quarterly) installments of \$ over a period of (e.g., months or years), to commence (e.g., 30 or 60 days) after the date of this judgment; or	
D		Payment in equal (e.g., weekly, monthly, quarterly) installments of \$ over a period of (e.g., months or years), to commence (e.g., 30 or 60 days) after release from imprisonment to a term of supervision; or	
E		Payment during the term of supervised release will commence within (e.g., 30 or 60 days) after release from imprisonment. The court will set the payment plan based on an assessment of the defendant's ability to pay at that time; or	
F	☐ Special instructions regarding the payment of criminal monetary penalties:		
The	defe	the court has expressly ordered otherwise, if this judgment imposes imprisonment, payment of criminal monetary penalties is due during ment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate Financia ibility Program, are made to the clerk of the court. Indant shall receive credit for all payments previously made toward any criminal monetary penalties imposed.	
	Def	nt and Several Sendant and Co-Defendant Names and Case Numbers (including defendant number), Total Amount, Joint and Several Amount, corresponding payee, if appropriate.	
	The	e defendant shall pay the cost of prosecution.	
	The	defendant shall pay the following court cost(s):	
	The	defendant shall forfeit the defendant's interest in the following property to the United States:	
Payı (5) i	ments line ii	s shall be applied in the following order: (1) assessment, (2) restitution principal, (3) restitution interest, (4) fine principal, nterest, (6) community restitution, (7) penalties, and (8) costs, including cost of prosecution and court costs.	